

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

SMITH KLINE & FRENCH LABORATORIES,  
LTD, and SMITHKLINE BEECHAM CORP.,  
D/B/A GLAXOSMITHKLINE,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.,

Defendant.

Civil Action No. 05-197 GMS

REDACTED PUBLICLY  
FILED VERSION

DECLARATION OF CHARANJIT BRAHMA IN SUPPORT OF DEFENDANT  
TEVA PHARMACEUTICALS' REPLY IN SUPPORT OF MOTION  
FOR LEAVE TO AMEND ITS ANSWER, DEFENSES, AND COUNTERCLAIMS

I, Charanjit Brahma, declare as follows:

I am admitted to this Court *pro hac vice* and am an partner with the law firm of Kirkland & Ellis LLP, counsel of record for Defendant Teva Pharmaceuticals USA, Inc. in this action.

1. Attached hereto as Exhibit O is a true and correct copy of Defendant's Notice of Deposition to GSK.

2. Attached hereto as Exhibit P is a true and correct copy of the June 2, 2006 letter from C. Brahma to M. Gordon.

3. Attached hereto as Exhibit Q is a true and correct copy of

**REDACTED**

4. Attached hereto as Exhibit R is a true and correct copy of the March 14, 2006 letter from M. Rienzi to C. Brahma.

5. Attached hereto as Exhibit S is a true and correct copy of the March 14, 2006 letter from K. Robinson to M. Gordon.

6. Attached hereto as Exhibit T is a true and correct copy of the May 3, 2006 letter from M. Rienzi to K. Robinson.

7. Attached hereto as Exhibit U is a true and correct copy of the May 19, 2006 letter from M. Rienzi to K. Robinson.

8. Attached hereto as Exhibit V is a true and correct copy of the GSK production correspondence from June 1, 2006 to the present.

9. Attached hereto as Exhibit W is a true and correct copy of the Gallagher, Owen and Eden retention agreements.

10. Attached hereto as Exhibit X is a true and correct copy of the March 24, 2006 letter from A. Wigmore to K. Robinson.

11. Attached hereto as Exhibit Y is a true and correct copy of *Minter v. Prime Equip. Co.*, No. 04-7011, --F.3d--, 2006 WL 1775433.

12. Attached hereto as Exhibit Z is a true and correct copy of GSK's Initial Disclosures.

13. Attached hereto as Exhibit AA is a true and correct copy of ' **REDACTED**

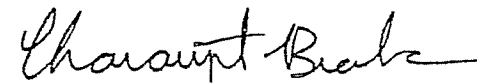
14. Attached hereto as Exhibit BB is a true and correct copy of *Ampex Corp. v. Eastman Kodak Co.*, No. 04-1373, 2006 WL1995140.

15. Attached hereto as Exhibit CC is a true and correct copy of Teva's Third Supplemental Responses to GSK's Interrogatories

I declare under penalty of perjury that the foregoing is true and correct. Executed in Washington, D.C.

Dated: July 24, 2006

Respectfully submitted,

  
Charanjit Brahma

**CERTIFICATE OF SERVICE**

I, Monté T. Squire, Esquire, hereby certify that on July 31, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

Patricia Smink Rogowski, Esquire  
Connolly, Bove, Lodge & Hutz LLP  
The Nemours Building  
1007 North Orange Street  
Wilmington, DE 19801

I further certify that on July 31, 2006, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and the following non-registered participant in the manner indicated:

**BY E-MAIL AND FEDERAL EXPRESS**

William F. Lee, Esquire  
Wilmer, Cutler, Pickering, Hale and Dorr LLP  
60 State Street  
Boston, MA 02109

Michael E. Gordon, Esquire  
Wilmer, Cutler, Pickering, Hale and Dorr LLP  
1875 Pennsylvania Avenue, N.W.  
Washington, DC 20006

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ Monté T. Squire

John W. Shaw (No. 3362)  
Monté T. Squire (No. 4764)  
The Brandywine Building  
1000 West Street, 17th Floor  
Wilmington, Delaware 19801  
(302) 571-6600  
msquire@ycst.com  
Attorneys for Teva Pharmaceuticals U.S.A., Inc.